IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.8842 OF 2004

Ananda Raghu Sawant and ors.
....Petitioners.

Vs.

Shankar Bapu Mane and ors.
....Respondents.

Mr. Madhav Jamdar for Petitioners.

Mr. A.H. Palekar,AGP for State.

CORAM: D.B.BHOSALE,J.
DATED: 24/11/2004.

P.C.

1. This petition is arising out of the order dated 12.8.2004 passed by the Additional Commissioner, Pune Division , Pune in R.T.S. proceeding whereby the order of Tahsildar directing to enter the names of the petitioners in the record of rights has been set aside. Mr. Jamdar, learned counsel appearing for petitioners submitted that he is not pressing this petition and the petitioners will be satisfied if they are given liberty to approach an appropriate forum for determination of their rights in respect of the land, which according to them, is in their possession.

2. After having heard Mr. Jamdar and perused the

petition and annexures thereto I am satisfied that following order would meet the ends of justice.

a) The petition is disposed of as not pressed.

b) Liberty to the petitioners to approach the appropriate forum for determination of their rights in the property in question.

c) The impugned order in the present petition would be subject to out come of the proceeding that will be filed by the petitioners before the appropriate forum.

d) It will be open for the petitioners to approach the revenue authorities after conclusion of the proceeding which they propose to initiate for determination of their rights in the property.

e) While passing this order I shall not be understood to have expressed any opinion on the merits of the case.

(D.B. BHOSALE, J.)